

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
RICHARD HOROWITZ, M.D.

Plaintiff,

-against-

Howard Zucker, M.D., in his official capacity as
Commissioner of New York State Department of
Health, et.al.

Defendants.
-----X

Civ. No.: 1:18-cv-03312

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 05/31/2018

**STIPULATION OF DISMISSAL
WITHOUT PREJUDICE
PURSUANT TO FRCP 41**

IT IS HEREBY STIPULATED by and between the undersigned attorneys for the parties herein pursuant to Fed. Rule Civ. Proc. 41(a)(1)(A)(ii) that whereas none of the parties is infant, incompetent or a person over whom a conservator or a committee has been appointed, and no person or entity who or which is not a party has an interest in this action, the within action is hereby dismissed by the Plaintiff without prejudice and without costs and attorney fees to all parties.

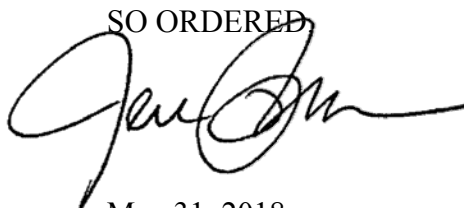
Dated: May 30, 2018

Attorney for the Plaintiff
/s/ Jacques G. Simon
JACQUES G. SIMON, ESQ.
SDNY Bar No. JS 9212
100 Jericho Quadrangle, Ste 208
Jericho, NY 11753
Phone: 516-378-8400
Fax: 516-378-2700
Email: jgs@jacquessimon.com

Attorney for the Defendants
Barbara D. Underwood, NYS A.G.
/s/ Sofya Uvaydov, AAG
By: Sofya Uvaydov, AAG
SDNY Bar No. SU1989
28 Liberty Street
New York, NY 10005
Phone: 212- 416-6551
Email: sofya.uvaydov@ag.ny.gov

The Clerk of Court is directed to close this case. All conferences are cancelled. All motions are moot.

SO ORDERED



May 31, 2018